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HIGH COURT OF CHHATTISGARH, BILASPUR

W.P. (S) No. 5683 of 2007

PETITIONERS

1. Firanta Sahu S/o Late Shivnath Sahu, Retired Mason Public Work Department, Aged about 68 years, R/o Telibandha, Ravigram, Gali no. 2, Raipur (C.G.)
2. Budhkar Prasad Tiwari S/o Late Shiv Prasad Tiwari, Retired Painter – Public Work Department, Aged about 64 years, R/o Phokatpara, Shastri Nagar, Infront of Central ware house Raipur (C.G.)
3. Gayabai Verma, W/o Pachkaur Verma, Retired Labour Public Work Department, Aged 68 years, R/o Maura, Sundaripara, Raipur (C.G.)
4. Gwalin bai Dhruw, W/o Late Bishahat Dhruv, Retired Labour PWD, aged about 68 years, R/o Maura, Sundaripara, Raipur (C.G.)

Versus

RESPONDENTS

1. State of Chhattisgarh, Through Secretary, Public Works Department, D.K. Bhawan, Raipur (C.G.)
2. Engineer-in-Chief, Public Work Department, Raipur (C.G.)
3. Chief Engineer Public Works Department, Nalghar Chowk, Raipur (C.G.)
4. Executive Engineer Public Works Department, Division 1, Raipur.

WRIT PETITION UNDER ARTICLE 226 OF THE CONSTITUTION OF INDIA

Appearance:

Smt. Smita Ghai, counsel for the petitioners.

Shri Yashwant Singh, Govt. Advocate & Ku. Sunita Jain, Panel Lawyer for the State.

ORAL ORDER
(28.09.2007)

SUNIL KUMAR SINHA, J

Heard.

Learned counsel for the petitioners submits that the facts and question of law involved in the present writ petition are similar to that of W.P. No.4135/2004 (M.A. Hakim –vs.- State of M.P. (Now C.G.) and others), which has already been disposed off by order dated 28.8.2007. Against the order passed in the said case, one S.L.P. was filed in Supreme Court which was also dismissed. She further submits that thereafter, a review petition was filed, which was also dismissed. Thus the case is squarely covered by the said decision.

Shri Yashwant Singh, Govt. Advocate, appearing for the State submits that it is not in dispute that this matter is covered by the decision of M.A. Hakim's case (supra) and this petition can be disposed off in the terms of the order passed in M.A. Hakim's case.

In view of the above joint statement made at the bar, this petition is disposed off in terms of the order passed in W.P. No.4135/2004 (M.A. Hakim –vs- State of M.P. (Now Chhattisgarh) and others), which was decided on 28.8.2006. No order as to costs.

Sd/-
Sunil Kumar Sinha
Judge

vatti